



GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Fisheries- Administrative sanction for an amount of Rs.4,81,696/- (Rupees Four lakhs Eighty one thousand six hundred and ninety six only) to the Commissioner of Fisheries towards settlement of Voluntary Retirement Scheme Loans of Andhra Pradesh Fisheries Corporation Limited, Hyderabad – Accorded.

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ANIMAL HUSBANDRY, DAIRY DEVELOPMENT & FISHERIES (FISH.I) DEPARTMENT

G.O.Rt.No. 351

Dated.24 -07-2010  
Read the following:-

1. Hon'ble High Court of Andhra Pradesh, Hyderabad order in W.P No.33991 of 1997, Dated.12.9.2007.
2. Government Memo No.9546/Fish.I(1)/2007, Animal Husbandry, Dairy Development & Fisheries (Fish.I) Department, dated.15.12.2007.
3. From the Liquidator, Andhra Pradesh Fisheries Corporation Limited, Hyderabad Letter No.APFC/HO/E/W.P.No.33991/97, Dated.24.12.2007 and 7.5.2010.
4. G.O.Rt.No.3337, Finance (Expr.AHFFCS&E) Department, Dated.21.7.2010.

ORDER:

In the reference first read above, the Hon'ble High Court of Andhra Pradesh in their orders has held that since the Gratuity Act does not differentiate between temporary service or casual service or permanent service for the purpose of extending the benefits of Gratuity under the said Act, petitioners are entitled for gratuity for the service rendered by them, even as temporary employees/ daily wages in the Corporation. The respondents were directed to verify the service particulars of the petitioners before their services were regularized and extend the benefits under the payments of Gratuity Act and pay the same to them and the exercise shall be completed within a period of three months from the date of receipt of a copy of order.

2. In the reference third read above, the Liquidator, Andhra Pradesh Fisheries Corporation Limited, Hyderabad has stated that the Andhra Pradesh Fisheries Corporation Limited has implemented voluntary retirement scheme to all employees during the month of June 1997. While preparing the VRS claims, the Corporation has adopted the provision of the Factory Act for the employees who were covered under Factory Act and prepared the claims including the service rendered under temporary/ daily wage and the claims were passed by the Pension Payment Office after scrutiny of the bills for the regular service only. Aggrieved by the short payment, some of the employees who had got daily wage service filed a W.P. No.33991 of 997 in Hon'ble High Court of A.P. Hyderabad. The Hon'ble High Court in their order dated.12.9.2007 have directed the respondents to extend the VRS benefits to the temporary / daily wage service also and pay the same to them within three months. Accordingly, the claims of all the 85 employees who were petitioners in Writ Petition have been referred to the Director, Treasuries and Accounts Department and got them pre-audited and obtained the calculation sheets and the total claim amount of all the 85 employees has been worked out for Rs.4,81,696/- ( Rupees Four lakhs eighty one thousand six hundred and ninety six only).

(PTO)

3. The Liquidator, Andhra Pradesh Fisheries Corporation Limited, Hyderabad has requested the Government to sanction an amount of Rs.4,81,696/- ( Rupees Four lakhs eighty one thousand six hundred and ninety six only) to settle the Voluntary Retirement Scheme claims of all the 85 employees of Andhra Pradesh Fisheries Corporation Limited as per Hon'ble High Court Orders.

4. After careful examination of the matter and in pursuance of the Budget Release Orders issued in G.O. fourth read above, Government hereby accord administrative sanction for an amount of Rs.4,81,696/- ( Rupees Four lakhs eighty one thousand six hundred and ninety six only) to the Commissioner of Fisheries, Hyderabad in relaxation of Treasury Control and Quarterly Regulation orders by obtaining Supplementary Estimates at the appropriate time during the year 2010-11 towards "Loans to A.P.Fisheries Corporation for settlement of Gratuity and Earned Leave encashment claims" under the following Heads of Account (CSS-Plan).

(Rupees)

| Head of Account<br><br>(1)   | B.E<br>2010-11<br><br>(2) | Amount<br>authorized<br>now<br><br>(3) | Procedure<br>of drawal<br>of funds<br><br>(4) | Drawing & Disbursing<br>authority<br><br>(5)                         |
|--|---------------------------|--|---|--|
| 6405-Loans for Fisheries-<br>MH.190-Loans to Public Sector<br>and other undertakings-<br>SH(01)-Loans to A.P. Fisheries<br>Corporation-<br>001-Loans to A.P. Fisheries<br>Corporation for settlement of<br>Gratuity and Earned Leave<br>encashment claims-<br>(TO BE OPENED) | --                        | 4,81,696/-                             | Loans Bill                                    | Assistant Secretary<br>to Government,<br>Finance (DMC)<br>Department |

5. The amount released for the payment to settle the Voluntary Retirement Scheme claims of all the 85 employees of Andhra Pradesh Fisheries Corporation Limited as per Hon'ble High Court Orders, should not be diverted to any other purpose and utilize for which it is sanctioned, duly following the procedure and account rendered to Audit.

6. This order issues with the concurrence of Finance (Expdr.AHFFCS&E) Department vide their U.O.No.16849/87/A1/Expdr.AH&F/10, dated.21.7.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.BHALE RAO  
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To  
The Commissioner of Fisheries, Hyderabad.  
The Liquidator, Andhra Pradesh Fisheries  
Corporation Limited, Hyderabad.  
Copy to:  
The Pay and Accounts Officer, Hyderabad.  
The Director of Treasuries & Accounts, Hyderabad.  
The Accountant General, Andhra Pradesh, Hyderabad.  
The Finance (Expdr.AHFFCS&E) Department.  
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER